

ESTTA Tracking number: **ESTTA752055**

Filing date: **06/13/2016**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91216824
Party	Defendant The Buckingham Research Group, Incorporated
Correspondence Address	MEREDITH D PIKSER REED SMITH LLP 599 LEXINGTON AVE FL 26 NEW YORK, NY 10022-7684 UNITED STATES mpikser@reedsmith.com
Submission	Answer
Filer's Name	Meredith D. Pikser
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Signature	/Meredith D. Pikser/
Date	06/13/2016
Attachments	Buckingham Answer.pdf(86670 bytes)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

In the Matter of Application Serial Nos. 86/005,628, 86/005577, 86/005,612 and 86/005,534
For the Marks: BCM BUCKINGHAM CAPITAL MANAGEMENT & Design, BRG THE
BUCKINGHAM RESEARCH GROUP & Design, BUCKINGHAM CAPITAL
MANAGEMENT and BUCKINGHAM RESEARCH GROUP
Published in the Official Gazette on December 17, 2013, December 24, 2013, December 10,
2013 and December 3, 2013

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Buckingham Asset Management LLC, : Opposition No. 91216824
:
Opposer : ANSWER TO
: NOTICE OF OPPOSITION
-against- :
:
The Buckingham Research Group, Incorporated :
and Buckingham Capital Management, Inc., :
Applicants :
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Box TTAB- NO FEE
Commissioner for Trademarks
P.O. Box 1451
Alexandria, VA 22313-1451

Applicant's Answer to Consolidated Notice of Opposition

Applicants, The Buckingham Research Group, Incorporated and Buckingham Capital Management, Inc. (collectively referred to herein as "Applicant"), for its answer to the Notice of Opposition filed by Buckingham Asset Management LLC, against applications for registration in International Class 36 of Applicant's service marks: BCM BUCKINGHAM CAPITAL MANAGEMENT & Design, Serial No. 86/005,628, published in the Official Gazette on December 17, 2013; BRG THE BUCKINGHAM RESEARCH GROUP & Design, Serial No. 86/005577; BUCKINGHAM CAPITAL MANAGEMENT, Serial No. 86/005,612; and BUCKINGHAM RESEARCH GROUP, Serial No. 86/005,534 pleads and answers as follows:

1. Answering Paragraph 1 of the Notice of Opposition, Applicant admits the allegations thereof.

2. Answering Paragraph 2 of the Notice of Opposition, Applicant admits the allegations thereof.

3. Answering Paragraph 3 of the Notice of Opposition, Applicant admits the allegations thereof; with the exception that the application initially alleged a first use date of *November* 2011.

4. Answering Paragraph 4 of the Notice of Opposition, Applicant admits the allegations thereof.

5. Answering Paragraph 5 of the Notice of Opposition, Applicant does not have sufficient knowledge or information to form a belief as to the allegations contained therein and accordingly denies the allegations thereof, except admits that Opposer filed an application for the mark BUCKINGHAM.

6. Answering Paragraph 6 of the Notice of Opposition, Applicant does not have sufficient knowledge or information to form a belief as to the allegations contained therein and accordingly denies the allegations thereof.

7. Answering Paragraph 7 of the Notice of Opposition, Applicant does not have sufficient knowledge or information to form a belief as to the allegations contained therein and accordingly denies the allegations thereof.

8. Answering Paragraph 8 of the Notice of Opposition, Applicant does not have sufficient knowledge or information to form a belief as to the allegations contained therein and accordingly denies the allegations thereof.

9. Answering Paragraph 9 of the Notice of Opposition, Applicant does not have sufficient knowledge or information to form a belief as to the allegations contained therein and accordingly denies the allegations thereof.

10. Answering Paragraph 10 of the Notice of Opposition, Applicant does not have sufficient knowledge or information to form a belief as to the allegations contained therein and accordingly denies the allegations thereof.

11. Answering Paragraph 11 of the Notice of Opposition, Applicant does not have sufficient knowledge or information to form a belief as to the allegations contained therein and accordingly denies the allegations thereof.


12. Answering Paragraph 12 of the Notice of Opposition, Applicant denies the allegations contained therein.

In view of the foregoing, Applicant, contends that this Opposition is groundless and baseless in that Opposer has not shown wherein it will be, or is likely to be, damaged by the registration of Applicant's trademarks.

Dated: New York, New York
June 13, 2016

Respectfully submitted,

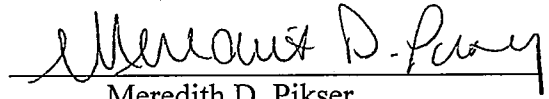
REED SMITH LLP

By 

Meredith D. Pikser
Attorney for Applicant
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New York, New York 10022
212-521-5400

Certificate of Service

I hereby certify that a copy of the foregoing Applicant's Answer to Notice of Opposition was mailed first-class mail postage prepaid to Husch Blackwell LLP, to the attention of Arkadia DeLay Olson, Esq., 190 Carondelet Plaza, Suite 600, St. Louis, MO 63108, attorneys for Opposer this 13th day of June 2016.

A handwritten signature in black ink, reading "Meredith D. Pikser", written over a horizontal line.

Meredith D. Pikser
Attorney for Applicant